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STATUTORY INSTRUMENTS

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**2014 No. 1639**

**The Acetylene Safety (England and Wales and Scotland) Regulations 2014**

**Interpretation**

**2.** In these Regulations—

“the 1974 Act” means the Health and Safety at Work etc. Act 1974;

“the 2009 Regulations” means the Carriage of Dangerous Goods and Use of Transportable Pressure Equipment Regulations 2009<sup>(1)</sup>;

“acetylene” means the hydrocarbon chemical listed under that name in the European inventory of existing commercial chemical substances, published in O.J. C 146A on 15th June 1990, under entry number 200-816-9;

“acetylene equipment” means any equipment containing compressed acetylene gas, excluding a cylinder and acetylene manifold but including a pipe, hose, valve, or device that is—

- (a) designed or manufactured for use with compressed acetylene gas, or
- (b) used with compressed acetylene gas;

“acetylene gas” means acetylene gas—

- (a) in a free gaseous state,
- (b) dissolved in a solution, or
- (c) contained in a homogeneous porous material, with or without a solvent;

“acetylene manifold” means a system of interconnected pipework in which compressed acetylene gas is contained, and which connects to, but excludes, a cylinder;

“bar(g)” means pressure, above atmospheric pressure, measured in the unit bar;

“compressed acetylene gas” means acetylene gas at pressure equal to or greater than 0.62 bar(g);

“cylinder” means—

- (a) transportable pressure equipment within the meaning of article 2(1)(a) of the Transportable Pressure Equipment Directive; or
- (b) an old pressure receptacle which—
  - (i) satisfies the requirements of regulation 14(4) of the 2009 Regulations, and
  - (ii) is to be treated as an old pressure receptacle under regulation 15(9) of these Regulations;

“licence” means a licence granted under regulation 9 and includes a renewed, varied or transferred licence;

“licensee” means a person who has been granted a licence under regulation 9 and includes—

- (c) a person to whom a licence is transferred;

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<sup>(1)</sup> S.I. 2009/1348; amended by S.I. 2011/1885, S.S.I 2013/119, S.I. 2013/235 and 2014/469.

- (d) a person treated as being the licensee under regulation 13; and
- (e) a person deemed to hold a licence under regulation 15.

“licensing authority” means—

- (a) in relation to a relevant activity carried out on ONR regulated premises, the ONR;
- (b) otherwise, the Executive;

“old pressure receptacle” means an old pressure receptacle within the meaning of regulation 14(6) of the 2009 Regulations;

“ONR” means the Office for Nuclear Regulation;

“ONR regulated premises” means any premises which are, or are on—

- (i) a GB nuclear site (within the meaning of section 68 of the Energy Act 2013<sup>(2)</sup>),
- (ii) an authorised defence site (within the meaning of regulation 2(1) of the Health and Safety (Enforcing Authority) Regulations 1998<sup>(3)</sup>), or
- (iii) a new nuclear build site (within the meaning of regulation 2A of those Regulations<sup>(4)</sup>).

“relevant activity” means any of the following or a combination of any of the following—

- (a) the manufacture of compressed acetylene gas,
- (b) the compression of acetylene gas equal to or greater than 0.62 bar(g), or
- (c) the filling of a cylinder with compressed acetylene gas;

“relevant date” means the date when these Regulations come into force;

“risk” means the likelihood of a person’s safety being affected by any uncontrolled release of energy caused by—

- (a) the decomposition of acetylene gas or acetylene-derived compounds, or
- (b) any uncontrolled combustion of acetylene gas or acetylene-derived compounds; and

“the Transportable Pressure Equipment Directive” means Directive 2010/35/EU of the European Parliament and Council repealing Council Directives [76/767/EEC](#), [84/525/EEC](#), [84/526/EEC](#), [84/527/EEC](#) and [1999/36/EC](#)<sup>(5)</sup>.

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(2) 2013 c.32.

(3) S.I. 1998/494, amended by S.I. 2014/469; there are other amending instruments but none is relevant.

(4) S.I. 1998/494, amended by S.I. 2014/469; there are other amending instruments but none is relevant.

(5) OJ No L 165, 30.06.2010, p.1.